|                    | Document 1012 | Filed 06/27/13                                     | NORTH        | S. DISTRICT COURT<br>HERN DISTRICT OF TE<br>FILED | 948<br><b>xas</b> |
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| UNITED STATES OF A | MERICA        | §  | CLERI<br>By_ | K, U.S. DISTRICT CO                               | OURT              |
| V                  |               | 8<br>§ NO:<br>§                                    | 3:12-CR-1    | 75-O  |                   |
| ANTWORIAN LEVAR    | GATES (37)    | <b>§</b>   |              |   |                   |

## REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY

ANTWORIAN LEVAR GATES, by consent, under authority of <u>United States v. Dees</u>, 125 F.3d 261 (5<sup>th</sup> Cir. 1997), has appeared before me pursuant to Fed. R. Crim. P. 11, and has entered a plea of guilty to **Count 1 of the Superseding Indictment filed March 19, 2013**. After cautioning and examining **ANTWORIAN LEVAR GATES** under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense charged supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted and that **ANTWORIAN LEVAR GATES** be adjudged guilty and have sentence imposed accordingly.

Date: June 27, 2013

UNITED STATES MAGISTRATE JUDGE

## NOTICE

Failure to file written objections to this Report and Recommendation within fourteen (14) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).